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RESEARCH IN MOTION LIMITED

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

RESEARCH IN MOTION LIMITED,  
  
Plaintiff,  
  
v.  
  
VISTO CORPORATION,  
  
Defendant.

AND RELATED COUNTERCLAIMS

Case No. C-07-3177 (MMC)

**RIM'S STATEMENT OF  
NONOPPOSITION TO VISTO'S  
MOTION TO STAY PROCEEDINGS  
PENDING REEXAMINATION**

Before: Hon. Maxine M. Chesney  
Date: June 27, 2008  
Time: 9:00 a.m.  
Courtroom: 7, 19th Floor

1 Plaintiff Research In Motion Limited (“RIM”) respectfully submits this Statement of  
2 Nonopposition in response to Visto Corporation’s (“Visto”) Motion to Stay Proceedings Pending  
3 Reexamination, filed on May 21, 2008. *See* Civil L.R. 7.3(b). In light of the proceedings before the  
4 Court, RIM does not oppose Visto’s current motion. But, RIM notes that the decision whether to  
5 grant a stay is within the sound discretion of the Court. *See Ethicon, Inc. v. Quigg*, 849 F.2d 1422,  
6 1427–28 (Fed. Cir. 1988).

7  
8 DATED: June 6, 2008

KIRKLAND & ELLIS LLP

9  
10 By: /s/ Philip T. Chen

11 Robert G. Krupka, P.C.  
12 Marc H. Cohen  
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13 Attorneys for  
14 RESEARCH IN MOTION LIMITED  
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**CERTIFICATE OF SERVICE**

I am employed in the County of Los Angeles, in the State of California. I am over the age of 18 and not a party to the within action. My business address is 777 South Figueroa Street, 37th Floor, Los Angeles, California 90017.

On June 6, 2008, I caused a copy of the following document(s) described as:

**RIM'S STATEMENT OF NONOPPOSITION TO  
VISTO'S MOTION TO STAY PROCEEDINGS PENDING REEXAMINATION**

to be served on the interested parties in this action as follows:

**[X] [VIA ELECTRONIC MAIL]** I caused said document[s] to be sent by electronic mail to the email address(es) indicated for the party(ies) listed below:

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**[X] [FEDERAL]** I declare that I am employed in the office of a member of the bar of this court at whose direction this service was made.

Executed June 6, 2008, at Los Angeles, California.

/s/ Philip T. Chen

Philip T. Chen